

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

IN RE:

John H Hunter

Case No.: 07 B 19360

Chapter: 7

Debtor(s) | Judge John D. Schwartz

ORDER MODIFYING THE AUTOMATIC STAY

THIS CAUSE coming to be heard on the motion of HOMECOMINGS FINANCIAL LLC AS SERVICING AGENT FOR RESCAP MORTGAGE, a secured creditor herein, for relief from the automatic stay, the Court having jurisdiction over the subject matter and due notice having been given; and the Court finding that the mortgage held by said creditor is in default and that the security interest of said creditor is not adequately protected:

WHEREFORE, IT IS HEREBY ORDERED:

(1) Creditor's motion is granted and pursuant to 11 U.S.C. §362(d), that HOMECOMINGS FINANCIAL LLC AS SERVICING AGENT FOR RESCAP MORTGAGE its principals, agents, successors and/or assigns is granted relief from the automatic stay provisions of 11 U.S.C. §362(a) by modifying said stay to permit them to pursue their state court remedies as to the property commonly known as 5414 West Jackson Boulevard, Chicago, IL.

(2) Rule 4001(a)(3) is not applicable and HOMECOMINGS FINANCIAL LLC AS SERVICING AGENT FOR RESCAP MORTGAGE may immediately enforce and implement this order granting relief from the automatic stay.

ENTER:

DATED: _____

UNITED STATES BANKRUPTCY JUDGE

Berton J. Maley ARDC#6209399
Gloria C. Tsotsos ARDC# 6274279
Jose G. Moreno ARDC#6229900
Rachael A. Stokas ARDC#6276349
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C&A FILE (14-07-N514)

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

NAME OF PRESIDING JUDGE, Judge John D. Schwartz

Case No. 07 B 19360

Date 10/30/07

Title of Cause John H Hunter, Debtor(s).

**Brief Statement
of Motion** Motion of HOMECOMINGS FINANCIAL LLC AS SERVICING
AGENT FOR RESCAP MORTGAGE to obtain Relief from the
Automatic Stay

**Names and
Addresses of
moving counsel** Codilis & Associates, P.C.,
15W030 North Frontage Road, Suite 100
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Representing HOMECOMINGS FINANCIAL LLC AS SERVICING AGENT FOR
RESCAP MORTGAGE

**Names and
Addresses of
other counsel
entitled to
notice and names
of parties they
represent.** N. Neville Reid, Interim Trustee,
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